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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/766,442

ANDRES AND IT IS S

01/19/2001

Jean-Christophe Francis Audonnet

454313-3154.2

CONFIRMATION NO. 8693

FORMALITIES LETTER

OC000000006161747

William S. Frommer FROMMER LAWRENCE & HAUG LLP 745 Fifth Avenue New York, NY 10151

Date Mailed: 06/08/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

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The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
 - Papers contain improper margins. Each sheet must have a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4")
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821 (g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145



(September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

PATENT 454313-3154.2

Applicants

Jean-Christophe AUDONNET et al.

Serial No.

Filing Date

9/766,442

anuary 19, 2001

For

IMPROVED DNA VACCINES FOR FARM ANIMALS, IN PARTICULAR

BOVINES AND PORCINES

Art Unit

1641

Examiner

To Be Assigned

745 Fifth Avenue New York, NY 10151

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Date of Deposit:

August 8, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, DC 20231.

Charles B. Jackson

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)

RESPONSE TO NOTICE OF MISSING PARTS OF NONPROVISIONAL APPLICATION

Assistant Commissioner for Patents Washington, D.C. 2023

Dear Sir:

In response to the NOTICE TO FILE MISSING PARTS OF APPLICATION, mailed

June 8, 2001, enclosed is the Declaration For Patent Application And Power of Attorney, the

sequence listing in both paper and computer readable forms, a Communication forwarding said sequence listing including a Preliminary Amendment, a Substitute Specification, and a check for \$130.00 to cover the required surcharge fee.

In addition, an Information Disclosure Statement, PTO form 1449, and forty-one (41) reference documents are enclosed.

Furthermore, a separate Preliminary Amendment is also enclosed.

Please charge any additional fees to Deposit Account No. 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP Attorneys for Applicants

> William S. Frommer Reg. No. 25,506 (212) 588-0800

- Encs. Declaration and Power of Attorney
 - Paper copy of Sequence Listing
 - Computer Readable copy of Sequence Listing
 - Communication forwarding Sequence Listing
 - Substitute Specification
 - Copy of Notice to File Missing Parts
 - Information Disclosure Statement
 - PTO Form 1449
 - 47 Reference Documents
 - Preliminary Amendment